

JAN 19 2006  
PATENT & TRADEMARK OFFICE  
Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Request  
for  
Continued Examination (RCE)  
Transmittal**

CANCELLED  
JAN 19 2006  
PATENT & TRADEMARK OFFICE

Application No.	09/921,458
Filing Date	August 3, 2001
First Named Inventor	HONG, Jack L.
Art Unit	2154
Examiner Name	Patel, Ashokkumar B.
Attorney Docket No.	4366-40
Customer No.	48500

**This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.** Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 C.F.R. § 1.114.** Note: If the RCE is proper, any previously-filed, unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendments.

a. ☒ **Previously submitted.** If a final Office Action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.

ii. ☒ Other Amendment and Response dated August 18, 2005

b. ☐ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required).

b. ☐ Other \_\_\_\_\_

3. **Fees.** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1602. I have enclosed a duplicate copy of this sheet

i. ☒ RCE fee in the amount of \$790.00 as required under 37 C.F.R. § 1.17(e)

ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) 01/24/2006 SDENB0B1 00000009 501602 09921458

iii. ☐ Other 02 FC:1801 790.00 DA

b. ☐ Check in the amount of \_\_\_\_\_ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed).

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature	<i>Douglas W. Swartz</i>	Date	1/19/2006
Name (Print/Type)	Douglas W. Swartz	Registration No.	37,739

**BEST AVAILABLE COPY**

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**CERTIFICATE OF MAILING**  
**Express Mail Label No. EV 655365996 US**

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature

*Darcie Kurtak*

Name (Print/Type)

Darcie Kurtak

Date

1/19/2006

**BEST AVAILABLE COPY**